## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

NICOLAS GOUREAU and STEPHANIE: MENKIN, individually and derivatively on behalf of GOOBERRY CORP., a New York corporation,

Plaintiffs,

v.

MARCUS LEMONIS, an individual, ML RETAIL, LLC, a Delaware limited liability company, and MARCUS LEMONIS, LLC, a Delaware limited liability company,

Defendants,

and

GOOBERRY CORP., a New York corporation,

Nominal Defendant.

Civil Action No. 1:20-cv-04691

STIPULATION OF DISMISSAL OF REMAINING CLAIMS

IT IS HEREBY STIPULATED that, pursuant to Federal Rule of Civil Procedure 41(b)(1), that Plaintiffs dismiss all remaining claims against Defendants, with prejudice, with each party bearing their own costs, as agreed upon by the parties.

Dated: November 15, 2023 New York, New York

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Respectfully Submitted,

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